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FORT LAUDERDALE CITY COMMISSION
July 17, 2001**

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**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE, FLORIDA
JULY 17, 2001**

Meeting was called to order at 6:21 P.M. by Mayor Naugle on the above date, City Commission Meeting Room.

Roll call showed:

Present: Commissioner Tim Smith
Commissioner Carlton B. Moore (6:30)
Commissioner Cindi Hutchinson
Commissioner Gloria Katz
Mayor Jim Naugle

Absent: None

Also Present:	City Manager	F. T. Johnson
	City Attorney	Dennis E. Lyles
	City Clerk	Lucy Masliah
	Sergeant At Arms	Sergeant Waldman

Invocation was offered by *Pastor Jimmy Cox*, West Lauderdale Baptist Church.

Pledge of Allegiance to the Flag.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that the agenda and minutes of the meeting as shown below be approved:

Regular Meeting July 10, 2001

Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Note: All items were presented by Mayor Naugle unless otherwise shown, and all those desiring to be heard were heard. Items discussed are identified by the agenda number for reference. Items not on the agenda carry the description "OB" (Other Business).

Presentations (OB)

1. Expression of Sympathy

Mayor Naugle presented an Expression of Sympathy, on behalf of the City Commission, to the family of Eugene Gillis.

2. Community Appearance Board's WOW Award

Commissioner Katz presented the Community Appearance Board's WOW Award for District I to:

Eugene and Suzanne Blankenship
3372 Northeast 42nd Court
Bermuda Riviera

Commissioner Katz described this impeccably maintained, pristine home on a large corner lot. She also presented the Blankenships with a gift certificate from Causeway Lumber.

3. Fire-Rescue Transport Unit

Commissioner Katz presented Certificate of Appreciation to the Cleveland Clinic, North Ridge Hospital, Holy Cross Hospital, and the North Broward Hospital District for contributing funds toward the purchase of the new Fire-Rescue Transport Unit. She was particularly happy about this in light of the closure of the Cleveland Clinic on the beach.

4. Certificates of Appreciation

Commissioner Smith presented Certificates of Appreciation to *Firefighters Jermaine Frazier and Carman Quintana* for assisting a homeless person with a broken arm and leg.

At 6:30 P.M., Commissioner Moore arrived at the meeting.

5. Water Restrictions

A presentation was provided by the South Florida Water Management District with respect to water conservation and restrictions.

Mayor Naugle announced that **Item No. R-5** had been withdrawn from the agenda and would not be heard this evening. Mayor Naugle announced that the correct dollar amount with regard to **Item No. M-17** was \$3,000 instead of \$30,000, and \$34,402 instead of \$37,402.

Amendment to Chapter 5 – Hours of Alcohol Sales, Consumption and Service, and Special Entertainment Overlay District (O-5)

An ordinance was presented amending Section 5-29 entitled "Hours During Which Sales, Consumption and Service are Prohibited," and Article III of Chapter 5, entitled "Special Entertainment Overlay District," of the Code of Ordinances in order to modify the hours during which alcoholic beverages may be sold or consumed. Notice of the proposed ordinance would be published between first and second reading.

Commissioner Katz wished to defer this item for additional research. She thought the Commission might have acted hastily and should discuss this matter further. Commissioner Hutchinson agreed. She noted that the issue had been raised during a Citizen Presentation, and the public had not been well informed.

Motion made by Commissioner Katz and seconded by Commissioner Hutchinson to defer this item pending additional research. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson and Katz. NAYS: Mayor Naugle.

Consent Agenda (CA)

The following items were listed on the agenda for approval as recommended. The City Manager reviewed each item and observations were made as shown. The following statement was read:

Those matters included under the Consent Agenda are self-explanatory and are not expected to require detailed review or discussion. Items will be enacted by one motion; if discussion is desired by any Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

Event Agreement – Rally Day (M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **First Presbyterian Church** to indemnify, protect, and hold harmless the City from any liability in connection with **Rally Day** to be held **Sunday, September 9, 2001 from 8:00 a.m. to 12:30 p.m.** at the Church; and further authorizing the closing of Tarpon Drive from Tarpon Terrace to Brickell Avenue from 10:00 a.m. Saturday, September 8 to 12:00 noon Monday, September 10, 2001.

Recommend: Motion to approve.

Exhibit: Memo No. 01-992 from City Manager.

Event Agreement – Making Strides Against Breast Cancer (M-2)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **American Cancer Society** to indemnify, protect, and hold harmless the City from any liability in connection with **Making Strides Against Cancer** to be held **Saturday, September 29, 2001 from 6:00 a. m. to 2:00 p.m.** at the Galleria Mall and beach area streets; and further authorizing the closing of the following walk route beginning at 9:00 a.m.: exiting from the south parking lot of Galleria Mall onto N.E. 26 Avenue to Sunrise Boulevard; east to State Road A-1-A; south to Cortez and returning north on northbound A-1-A to Sunrise Boulevard; west to return to the Mall parking lot.

Recommend: Motion to approve.

Exhibit: Memo No. 01-988 from City Manager.

Event Agreement – Client Appreciation Party (M-3)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Old Town at Riverwalk Merchants Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Client Appreciation Party** to be held **Tuesday, August 28, 2001 from 6:30 p.m. to 8:30 p.m.** at the Voodoo Lounge; and further authorizing the closing of S.W. 2 Avenue from Broward Boulevard to S.W. 2 Street from 9:00 a.m. to 11:00 p.m.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1078 from City Manager.

Event Agreement – Fort Lauderdale Historical Society’s Fusion Art Show (M-4)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Fort Lauderdale Historical Society** to indemnify, protect, and hold harmless the City from any liability in connection with the **Fusion Art Show** to be held **Friday, November 9, 2001 from 6:00 p.m. to 11:00 p.m.** at the New River Inn and on Riverwalk.

Recommend: Motion to approve.

Exhibit: Memo No. 01-989 from City Manager.

Event Agreement – Memory Walk (M-5)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Alzheimer’s Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Memory Walk** to be held **Saturday, October 20, 2001 from 8:00 a.m. to 12:00 noon** at Las Olas Riverfront and downtown streets and sidewalks; and further authorizing the closing of the following route: beginning at Las Olas Riverfront at 9:00 a.m. and heading east along Riverwalk to S.E. 3 Avenue; north to S.E. 4 Street; east to North New River Drive; west along Riverwalk to S.E. 3 Avenue; south over the bridge to South New River Drive; west to S.W. 1 Avenue; south to S.W. 5 Street; west to S.W. 4/S.W. 7 Avenue; north over the bridge to West Las Olas Boulevard; east to Riverwalk to return to Las Olas Riverfront.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1088 from City Manager.

Event Agreement – Art Kriner Memorial FORCE Gold Cup (M-6)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Offshore Power Boat Racing Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Art Kriner Memorial FORCE Gold Cup** to be held as follows: **Thursday, September 27, 2001, street party on State Road A-1-A from East Las Olas Boulevard to Beach Place from 6:00 p.m. to 9:30 p.m.; Friday through Sunday, September 28-30, 2001, pit and display area at Bahia Mar from 9:00 a.m. to 8:00 p.m.; Saturday and Sunday, September 29 and 30, 2001, races in the ocean from 12:00 noon to 2:00 p.m.;** and further authorizing the closing of the northbound lanes of A-1-A from East Las Olas Boulevard to the north side of Beach Place from 4:00 p.m. to 11:00 p.m. on Thursday, September 27, 2001.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1077 from City Manager.

Event Agreement – Asthma Walk (M-7)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **American Lung Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Asthma Walk** to be held **Saturday, November 3, 2001 from 6:00 a.m. to 12:00 noon** at DDA Plaza and area sidewalks.

Recommend: Motion to approve.

Exhibit: Memo No. 01-991 from City Manager.

Event Agreement – Safe Walk Fun Run 2001 (M-8)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Women In Distress** to indemnify, protect, and hold harmless the City from any liability in connection with the **Safe Walk Fun Run 2001** to be held **Saturday, October 6, 2001 from 7:00 a.m. to 9:00 a.m.** at Beach Place and beach area sidewalks.

Recommend: Motion to approve.

Exhibit: Memo No. 01-986 from City Manager.

Event Agreement – Labor Day Las Olas Art Fair (M-9)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Las Olas Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Labor Day Las Olas Art Fair** to be held **Saturday, September 1, 2001 from 10:00 a.m. to 9:00 p.m. and Sunday, September 2, 2001 from 10:00 a.m. to 5:00 p.m.** in the East Las Olas Boulevard shopping district; and further authorizing the closing of East Las Olas Boulevard from S.E. 6 Avenue to S.E. 11 Avenue from 4:30 a.m. Saturday, September 1, 2001 to 10:00 p.m. Sunday, September 2, 2001.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1087 from City Manager.

Event Agreement – Viva Broward (M-10)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **El Heraldo de Broward** to indemnify, protect, and hold harmless the City from any liability in connection with **Viva Broward** to be held **Saturday, October 13, 2001 from 11:00 a.m. to 11:00 p.m. and Sunday, October 14, 2001 from 12:00 noon to 8:00 p.m.** at DDA Plaza, S.E. 1 Avenue, and Stranahan Park; and further authorizing the closing of S.E. 1 Avenue from Broward Boulevard to East Las Olas Boulevard; and from East Las Olas Boulevard to the cul-de-sac at Riverwalk (leaving East Las Olas Boulevard open) from 8:00 a.m. Friday, October 12, 2001 to 1:00 p.m. Monday, October 15, 2001; and East Las Olas Boulevard from Andrews Avenue to S.E. 1 Avenue from 7:00 p.m. Friday, October 12, 2001 to 11:00 p.m. Sunday, October 14, 2001.

Recommend: Motion to approve.

Exhibit: Memo No. 01-990 from City Manager.

Grant Agreement – PowerUp Inc. – Computer Lab at Bass Park (M-11)

A motion authorizing the proper City officials to execute an agreement with PowerUp Inc. to provide 15 computers, internet accounts, maintenance assistance, staff training and educational materials to operate a computer lab at Bass Park; and further authorizing the proper City officials to execute all documents necessary to accept such grant and related funds.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1079 from City Manager.

Establishment of Project for Repairs to the City Hall Parking Garage (M-12)

A motion authorizing the establishment of a project in the amount of \$400,000 for the repairs of the City Hall Parking Garage.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1082 from City Manager.

Disbursement of Funds – O. R. No. 00-15609 - \$30,314.70 U. S. Currency (M-13)

A motion authorizing the equitable disbursement of funds, with each of the 16 participating agencies to receive \$1,894.66.

Recommend: Motion to approve.

Exhibit: Memo No. 01-6-10 from City Attorney.

Disbursement of Funds – O. R. No. 00-87262 - \$9,693.66 U. S. Currency (M-14)

A motion authorizing the equitable disbursement of funds, with each of the 16 participating agencies to receive \$605.85.

Recommend: Motion to approve.

Exhibit: Memo No. 01-6-9 from City Attorney.

Disbursement of Funds – O. R. No. 99-54510 - \$1,867.84 U. S. Currency (M-15)

A motion authorizing the equitable disbursement of funds, with each of the 17 participating agencies to receive \$109.87.

Recommend: Motion to approve.

Exhibit: Memo No. 01-6-8 from City Attorney.

Disbursement of Funds – O. R. No. 00-130261 - \$21,034.70 U. S. Currency (M-16)

A motion authorizing the equitable disbursement of funds, with each of the 15 participating agencies to receive \$1,402.31.

Recommend: Motion to approve.

Exhibit: Memo No. 01-6-7 from City Attorney.

Settlement Offer -

Case No. 00-14526(12) – O. R. No. 00-92361 - \$37,402 U. S. Currency (M-17)

A motion authorizing the settlement of Case No. 00-14526(12) with the City to return \$30,000 to the defendant and receive title to \$37,402 plus accrued interest of approximately \$1,345.00.

Recommend: Motion to approve.

Exhibit: Memo No. 01-6-12 from City Attorney.

City of Pembroke Pines – Forfeiture Litigation Services for O. R. 01-87097 (M-18)

A motion authorizing the City Attorney's Office to provide forfeiture litigation services to the City of Pembroke Pines in connection with Offense Report No. 01-87097.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1339 from City Attorney.

**Contract Award – Metro Equipment Company –
Project 10289 – Pump Station B-2 and D-44 Rehabilitation (M-19)**

A motion authorizing the proper City officials to execute an agreement with Metro Equipment Company in the amount of \$920,000 for the rehabilitation of Pump Station B-2 and D-44.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-700 from City Manager.

**Housing Improvement Program – Requests for
Loan Subordination for Brenda Bradwell and Myra Kelso (M-20)**

A motion authorizing the proper City officials to execute loan subordinations for Brenda Bradwell and Myra Kelso under the Housing Improvement Program.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1048 from City Manager.

**License Agreement – Middle River Terrace
Neighborhood Association – Temporary Fence in Right-of-Way
Unpaved Portion of N.W. 12 Street between N.W. 5 and 6 Avenues (M-21)**

A motion authorizing the proper City officials to execute a license agreement with the Middle River Terrace Neighborhood Association for the installation of a temporary fence in the right-of-way on the unpaved portion of N.W. 12 Street between N.W. 5 and 6 Avenues.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1065 from City Manager.

**Revocable License Agreement – Riviera Isles Homeowners
Association – Neighborhood Capital Improvement Program
(NCIP) Project 10201 (M-22)**

A motion authorizing the proper City officials to execute a revocable license agreement with the Riviera Isles Homeowners Association for NCIP Project 10201 (design and construction of an electrical gate arm system).

Recommend: Motion to approve.

Exhibit: Memo No. 01-1020 from City Manager.

**Revocable License Agreement – Bal Harbour Homeowners
Association – Neighborhood Capital Improvement Program
(NCIP) Project 10305 (M-23)**

A motion authorizing the proper City officials to execute a revocable license agreement with the Bal Harbour Homeowners Association for NCIP Project 10325 (installation of a traffic roundabout including landscaping, brick pavers, and an irrigation system).

Recommend: Motion to approve.

Exhibit: Memo No. 01-403 from City Manager.

**Revocable License Agreement – Laudergate Isles Homeowner
Association – Neighborhood Capital Improvement Program
(NCIP) Project 10204 (M-24)**

A motion authorizing the proper City officials to execute a revocable license agreement with the Laudergate Isles Homeowners Association for NCIP Project 10204 (installation of an electrical gate arm system).

Recommend: Motion to approve.

Exhibit: Memo No. 01-1019 from City Manager.

**Agreement - North Broward Hospital District (NBHD) –
City Employee Health Plan (M-25)**

A motion authorizing the proper City officials to execute an agreement with NBHD to enable cost savings with the City employee health plan.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1015 from City Manager.

Public Hearing Dates – Fiscal Year 2001/2002 Budget (M-26)

A motion scheduling the public hearing date to consider the proposed millage rate and the City's FY 2001/2002 tentative budget on Wednesday, September 12, 2001 at 6:00 p.m.; and further scheduling the public hearing date to consider the final millage rate and the City's FY 2001/2002 final budget on Thursday, September 20, 2001 at 6:00 p.m.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1096 from City Manager.

Transfers from Law Enforcement Trust Fund (LETf) Fund 104 and Fund 107 (M-27)

A motion authorizing the transfer of \$250,925 from LETf (Fund 104) to POL050101 (various subobjects) and further authorizing the transfer of \$250,925 from POL080101 (various subobjects) to LETf (Fund 107) in order to fund FY 2000/2001 salaries and benefits for confiscation operating budget from State Forfeiture funds (Fund 104) with return of original budget funds to Federal Law Enforcement Trust Fund (Fund 107).

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1099 from City Manager.

**Change Order No. 3 – H. L. Pruitt Corporation – Project 10000 -
Executive Airport Airfield Electrical, Lighting, and Signage Rehabilitation (M-28)**

A motion authorizing the proper City officials to execute Change Order No. 3 with H. L. Pruitt Corporation in the amount of \$164,282.75 with H. L. Pruitt Corporation for installing runway guard light units and additional pavement markings.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 01-1059 from City Manager.

**Task Order No. 01-09 – Hazen and Sawyer –
Project 9918 – Consumptive Use Permit Renewal Assistance (M-29)**

A motion authorizing the proper City officials to execute Task Order No. 01-09 with Hazen and Sawyer in the amount of \$44,000 for detailed groundwater modeling to support a consumptive use permit modifications.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1076 from City Manager.

**Task Order – Keith and Schnars, P.A.
(City's General Civil Engineering Consultant) -
Project 10388 – Beach Streetscape Community Redevelopment Area (CRA) (M-30)**

A motion authorizing the proper City officials to execute a task order with Keith and Schnars, P.A. in the amount of \$131,890 to provide engineering design services for the Beach Streetscape CRA project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1064 from City Manager.

**Change Order No. 1 – Metro Equipment Service, Inc. – Project 10186 -
State Road A-1-A/Seabreeze Boulevard Force Main Replacement, Phase I (M-31)**

A motion authorizing the proper City officials to execute Change Order No. 1 with Metro Equipment Service, Inc. in the amount of \$432,260.16 for additional work required in conjunction with Phase I of the State Road A-1-A/Seabreeze Boulevard force main replacement

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 01-935 from City Manager.

**Lease Agreement –
Fidelity Properties Trust, Inc. – City Prosecutor’s Office – 200 S.E. 6 Street (M-32)**

A motion authorizing the proper City officials to execute a five-year lease agreement with Fidelity Properties Trust, Inc. for office space for the City Prosecutor’s Office located at 200 S.E. 6 Street.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1061 from City Manager.

**Payment to Florida Power and Light (FPL) – Project 9957 –
New Fire- Rescue Administration Building
and Replacement of Fire Station No. 2 (M-33)**

A motion authorizing the payment of \$86,609 to FPL for the relocation of electrical utilities on N.W. 6 Avenue for the new Fire-Rescue Administration building project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1062 from City Manager.

**Sublease – Downtown Development Authority (DDA) –
Caproc Third Avenue, LLC – 101 N.E. 3 Avenue Building (M-34)**

A motion authorizing the proper City officials to execute a five-year sublease with the DDA for office space located at 101 N.E. 3 Avenue currently leased by the City from Caproc Third Avenue, LLC.

Recommend: Motion to approve.

Exhibit: Memo No. 01-913 from City Manager.

Transfer from General Fund Contingencies and Addition of Permanent Position - Legal Secretary in the City Attorney's Office (M-35)

A motion authorizing one additional permanent legal secretary position in the City Attorney's Office; and further authorizing the transfer of \$7,390 from General Fund Contingencies (FD001, 9950) as follows: \$4,164 to ATT010101 (1101) and \$3,226 to ATT010101 (6404).

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1364 from City Attorney.

Change Order No. 8 – F & L Construction, Inc. – Project 10250 - Annual Contract (2000/2001) for Repair of Additional Concrete Sidewalks (M-36)

A motion authorizing the proper City officials to execute Change Order No. 8 with F & L Construction, Inc. in the amount of \$63,125 for the repair of additional concrete sidewalks. At the July 10, 2001 meeting, the City Commission deferred consideration of this item to July 17, 2001 by a vote of 5-0.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 01-1122 from City Manager; and
Memo No. 01-936 from City Manager.

Change Order No. 2 – Weekley Asphalt Paving, Inc. – Project 10252 - Annual Contract (2000/2001) for Asphaltic Concrete Pavement Surfacing (M-37)

A motion authorizing the proper City officials to execute Change Order No. 2 with Weekley Asphalt Paving, Inc. in the amount of \$44,310 for street repairs at three locations under the City's annual street resurfacing contract.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 01-1120 from City Manager.

Donation from West Lauderdale Community Development Corporation – Florida Department of Transportation (FDOT) – Project 10364 - Surplus Property on State Road 7/ U. S. 441 and Davie Boulevard (M-38)

A motion accepting the donation of \$10,000 from the West Lauderdale Community Development Corporation to be placed into Project 10364 for the purpose of acquiring surplus property on State Road 7/U. S. 441 and Davie Boulevard. (Also see Item R-6 on this Agenda)

Recommend: Motion to approve.

Exhibit: Memo No. 01-858 from City Manager.

**Termination of Contract – Jurado Construction and
Dinipex, Inc. - Project 10096 – Truck Refuse Maintenance Facility (M-39)**

A motion authorizing the termination of the City's contract with Jurado Construction and Dinipex, Inc. for the truck refuse maintenance facility project.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1067 from City Manager.

PURCHASING AGENDA

**RFP 312-8503 – Upgrade Network Storage &
Data Communication Systems (Pur-1)**

The purchase of a disk storage system, computer servers, Microsoft operating system licenses and miscellaneous Cisco network equipment is being presented by the Administrative Services Department for approval.

Low Responsible Bidder:	Accris Corporation, Inc. Boca Raton, FL Dell Marketing, Inc. Austin, TX Software House International Philadelphia, PA IKON Office Solutions, Inc. Tallahassee, FL
Amount:	\$ 383,543.61
Bids Solicited/Rec'd:	56/1
Exhibits:	Memorandum No. 01-1031 from City Manager

The Purchasing Division recommends award to the lowest responsive and responsible bidder and from the Florida State Contracts.

RFP 312-8510 - HOPWA Grant Funding (Pur-2)

An agreement for the Housing Opportunities for People with AIDS (HOPWA) Grant awards is being presented by the Community and Economic Development Department for approval.

Low Responsible Bidders:	Broward House Fort Lauderdale, FL Shadowood II Fort Lauderdale, FL MODCO Fort Lauderdale, FL House of Hope Fort Lauderdale, FL
Amount:	\$ 2,547,642.00 (2001/02)
Bids Solicited/Rec'd:	15/4
Exhibits:	Memorandum No. 01-1093 from City Manager

The Purchasing Division reviewed this item and supports the recommendation to approve the funding recommendations.

Emergency Rental of Portable Air Conditioner (Pur-3)

An agreement for the emergency rental of a portable air conditioner is being presented by the Parks and Recreation Department for approval.

Low Responsible Bidder:	Aggreko, Inc.
Amount:	\$ 12,000.00 (estimated)
Bids Solicited/Rec'd:	3/3
Exhibits:	Memorandum No. 01-993 from City Manager

The Purchasing Division reviewed this item and supports the recommendation to approve the emergency purchase.

Co-Op Contract – Fertilizer Products (Pur-4)

A one-year contract to purchase fertilizer products is being presented by the Parks and Recreation Department for approval.

Low Responsible Bidder:	Lesco Strongsville, OH Atlantic FL East Coast Chemical Homestead, FL Howard Fertilizer Groveland, FL Pro Source One Ft. Myers, FL
Amount:	Per Unit Pricing
Bids Solicited/Rec'd:	13/8
Exhibits:	Memorandum No. 01-962 from City Manager

The Purchasing Division recommends award to the lowest responsive and responsible bidders.

State – Dell Computers (Pur-5)

An agreement to purchase Dell computers is being presented by the Police Department for approval.

Low Responsible Bidder:	Dell Marketing, L.P. Round Rock, TX
Amount:	\$ 39,837.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 01-1050 from City Manager

The Purchasing Division recommends award from the Florida State Contract.

Proprietary – Upgrade to CAD System (Pur-6)

An agreement to purchase an upgrade for Police CAD system to version 7.5 is being presented by the Police Department.

Low Responsible Bidder:	Verizon, Inc. Tampa, FL
Amount:	\$ 80,000.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 01-1043 from City Manager

The Purchasing Division reviewed this item and supports the recommendation to approve the proprietary purchase.

Proprietary – Jail Management System (Pur-7)

An agreement to purchase a Jail Management System is being presented by the Police Department for approval.

Low Responsible Bidders: Verizon, Inc.
Tampa, FL
Amount: 140,000.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 01-1081 from City Manager

The Purchasing Division reviewed this item and supports the recommendation to approve the proprietary purchase.

State/DOT Contract – Global Positioning System (Pur-8)

An agreement to purchase a Global Positioning System (GPS) is being presented by the Public Services/Engineering Department for approval.

Low Responsible Bidders: Florida Level and Transit Co.
Fort Lauderdale, FL
Amount: \$ 36,807.00
Bids Solicited/Rec'd: 5/5A
Exhibits: Memorandum No. 01-953 from City Manager

The Purchasing Division recommends from the State of Florida DOT Contract.

Bid 212-8509 – Installation of Ceramic Tile (Pur-9)

An agreement for the purchase and installation of ceramic tile for the Police cafeteria is being presented by the Police Department for approval.

Low Responsible Bidders: BI-TECH Construction, Inc./MBE
Miami, FL
Amount: \$ 27,163.00
Bids Solicited/Rec'd: 35/1 with 2 no bids
Exhibits: Memorandum No. 01-954 from City Manager

The Purchasing Division recommends award to the lowest responsive and responsible bidder.

**Bid 612-8443 –
Step Van Mounted Color TV Unit Multi-Conductor Inspection System (Pur-10)**

Purchase of a step van mounted color TV Unit multi-conductor inspection system is being presented by the Public Services Department for approval.

Low Responsible Bidders:	Pearpoint, Inc. Thousand Palms, CA
Amount:	\$ 126,750.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 01-1042 from City Manager

The Purchasing Division reviewed this item and supports the recommendation to award to the first ranked proposer.

Proprietary – License, Software, Maintenance/Support CMMS (Pur-11)

An agreement to purchase Licensing, software, maintenance and support services for Computerized Maintenance Management System (CMMS) is being presented by the Public Services Department for approval.

Low Responsible Bidder:	Hansen Information Technologies Sacramento, CA
Amount:	\$ 252,075.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 01-1052 from City Manager

The Purchasing Division reviewed this item and supports the recommendation to approve the proprietary purchase.

Motion made by Commissioner Moore and seconded by Commissioner Smith that Consent Agenda Item Nos. M-1, M-12, M-20, M-21, M-25, M-30, M-35, M-36, M-39 and Pur. 9 be deleted from the Consent Agenda and considered separately, and that all remaining Consent Agenda Items be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Event Agreement – Rally Day (M-1)

Commissioner Hutchinson said she had received correspondence from the Colee Hammock neighborhood in this regard. It was her understanding that this was a 4-1/2 hour event, but the road was being closed for 3 days.

Mr. Hugh Chappell, on behalf of the First Presbyterian Church, said he had contacted the rental company in this regard and learned that nothing would be done on Sunday, so the road closure could be delayed from 10:00 A.M. on Saturday morning to after 1:00 on Saturday afternoon. Further, the road would be reopened at 10:30 on Monday morning. He stated that was the best he could do.

Commissioner Hutchinson pointed out that the Church owned a great deal of vacant property in the area and wondered why that could not be utilized for events of this nature. Mr. Chappell stated that the only piece of vacant property that could be used was going to be used for parking. He explained that this event was coordinated to keep children's events in one location. Commissioner Hutchinson noted that attendance was estimated at 1,200 and inquired about the traffic plan. Mr. Chappell advised that the same traffic plan used in the past would be used this year, and it had always worked. He noted that attendance was spread out because 2 services were planned and everyone did not come at once.

Mr. Buddy Lochrie, President of the Colee Hammock Homeowners' Association, explained that the problem was that the Church had numerous events each year that involved street closures. He felt the Church needed to be more sensitive to the needs of the neighborhood, particularly since there were alternatives. Mr. Lochrie said that parking was not as great an issue for the neighborhood as traffic, and he displayed photographs of streets in the area. He understood the Church had to have these affairs but, when it did, he felt notices should be posted, and extra traffic control personnel should be provided. In addition, he thought the number of closures could be reduced to 1 or 2 per year. Mr. Lochrie also noted that there were no crosswalks provided.

Mayor Naugle asked Mr. Lochrie if he was opposed to this particular closing. Mr. Lochrie did oppose the closing. Commissioner Hutchinson acknowledged that this had been a bone of contention for some time, and she would make efforts to work with the Church and the community to resolve the matter.

Motion made by Commissioner Hutchinson and seconded by Commissioner Moore to approve Consent Agenda Item No. M-1 as recommended. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Establishment of Project for Repairs to City Hall Parking Garage (M-12)

Commissioner Smith believed there was some question of selling this garage, and he wondered if this expenditure should be delayed. The City Manager stated that the repairs would be necessary before any relocation was considered. He pointed out that the need for these repairs had been acknowledged 3 years ago, and he believed the City would get useful life from the facility way before the building was vacated, if ever.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-12 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Housing Improvement Program – Requests for Loan Subordination for Brenda Bradwell and Myra Kelso (M-20)

Commissioner Katz understood the City was in the second position on these loans, and it seemed to her that one of the individuals would not have sufficient income to support repayment. Ms. Margarette Hayes, Community Development Division, stated that the previous PITI payment had been \$515 per month, so the monthly payment would actually be reduced.

Motion made by Commissioner Katz and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-20 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

License Agreement – Middle River Terrace Neighborhood Association – Temporary Fence in Right-of-Way, Unpaved Portion of N.W. 12 Street, between N.W. 5 and 6 Avenues (M-21)

Commissioner Katz wondered how the Police Department felt about the installation of this fence. The Police Chief advised that the Police Department was comfortable with it overall. Commissioner Katz understood there were utilities in the area, and she wondered if this set any precedent for future situations of this kind. The City Attorney replied it did not. He noted that this was a revocable agreement, so it could be revoked at any time if access to the utilities was necessary. He added that this was being suggested on a trial basis.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-21 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Agreement – North Broward Hospital District (NBHD) – City Employee Health Plan (M-25)

Mayor Naugle asked staff to detail the savings involved in this agreement. Mr. Scott Denham, Risk Manager, said that when the self-funded plan had been designed, a network had been selected to serve all employees, including retirees in other locations. He explained that those types of services had not been provided by the previous carrier, and this would achieve some savings as well of 25% to 30% off retail prices. Mr. Denham felt the District had been very generous.

Mayor Naugle understood selection of a provider was voluntary on the employee's part, and while this would be available, employees could chose others. Mr. Denham agreed that was correct. An internal marketing program would be provided to employees for selection.

Commissioner Moore wanted staff to have discussions with the actuary in terms of future plans. Mr. Denham agreed that would be necessary.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-25 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Task Order – Keith & Schnars, P.A. (City's General Civil Engineering Consultant) – Project 10388 – Beach Streetscape Community Redevelopment Area (CRA) (M-30)

Mayor Naugle noted that this referred to the CRA, but it extended to the area on Sunrise Lane and Sunrise Boulevard. Mr. Chuck Adams, Beach Redevelopment Manager, agreed it covered the area all the way up to Sunrise Boulevard and even further south to the 17th Street tunnel. He advised that the intent was to provide entryway features to the beach.

Commissioner Hutchinson asked if tax increment financing (TIF) money would be used to fund this, and Mr. Adams replied it would all come from TIF funds to complement and supplement the projects being done in connection with the Beach Transportation Program.

Commissioner Smith said he had been under the impression that TIF monies could only be used within the CRA boundaries. Mr. Adams agreed that was correct in terms of capital improvement funds, and other funding sources would have to be identified for improvements outside the boundaries. However, in terms of general planning, the entire revitalization area could be included.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-30 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Transfer from General Fund Contingencies and Addition of
Permanent Position – Legal Secretary in the City Attorney’s Office (M-35)**

Motion made by Commissioner Moore and seconded by Commissioner Smith that Consent Agenda Item No. M-35 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Change Order No. 8 – F & L Construction, Inc. – Project 10250 –
Annual Contract (2000/2001) for Repair of Additional Concrete Sidewalks (M-36)**

Commissioner Moore requested clarification of this item. Mr. Hector Castro, City Engineer, explained there were 2 different contracts. This change order was for the annual concrete and paver stone repair contract, which was used for large scale repair projects and residential sidewalk repairs in which the City received revenue from the property owners. The other contract was a utility-oriented contract in which the firm followed the City’s meter repair crews to repair small sections of sidewalk, and it was used daily. He stated that this allowed for economies of scale for large jobs.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-36 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Hutchinson, and Katz. NAYS: Commissioner Moore and Mayor Naugle.

Commissioner Smith understood this was the same contractor as the one being used for Item No. M-37. Mr. Sheridan agreed that was correct. He explained it would be better to try to achieve a resolution with the contractor. Commissioner Smith asked if there were plans to use this contractor in the future. Mr. Sheridan replied that there would be careful evaluation, but such a recommendation would not be made at the moment.

**Termination of Contract – Jurado Construction and Dinipex, Inc. –
Project 10096 – Truck Refuse Maintenance Facility (M-39)**

Mr. Pete Sheridan, Assistant City Engineer, stated that since the back-up memorandum had been written, there had been several meetings in this regard. He reported that Jurado Construction had submitted a schedule indicating that the defective work could be corrected and the contract completed in 3 weeks. Based on this schedule and the commitments made, staff wished to modify its recommendation to terminate the contract with Jurado Construction and Dinipex, Inc. and seek a replacement contractor through the bonding company, American Safety Casualty Insurance, if the parties failed to complete the work in accordance with the City's Standards and Specifications and the schedule submitted on July 16, 2001. He advised that the work was scheduled to be completed on August 6, 2001.

Motion made by Commissioner Hutchinson and seconded by Commissioner Moore that Consent Agenda Item No. M-39 be approved as recommended by Mr. Sheridan. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Bid 212-8509 – Installation of Ceramic Tile (Pur. 9)

Commissioner Katz questioned the expenditure of \$27,000 for ceramic tile in the Police cafeteria. She thought vinyl tile would be sufficient and would be much less expensive. Mr. Kirk Buffington, Purchasing Manager, agreed that vinyl would be less expensive, but this was in a high heat and traffic area. He believed there were also sanitation issues involved, so the floor had to be mopped every day with strong cleaners, so vinyl would not last as long. Commissioner Katz did not believe hospital cafeterias had ceramic tile. Mayor Naugle agreed all the ones he had seen had vinyl tile. Commissioner Smith agreed with Commissioner Katz.

Motion made by Commissioner Smith and seconded by Commissioner Katz that Consent Agenda Item No. Pur. 9 be approved as recommended. Roll call showed: YEAS: none. NAYS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle.

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

**Reimbursement of Community Development Block Grant (CDBG)
Program Funds – Jamaican Domino Club and Lakeview Gardens Apartments (M-40)**

A motion was presented authorizing the reimbursement of CDBG Program expenses related to the Jamaican Domino Club and Lakeview Gardens Apartments in the amount of \$504,308.35 from the Capital Improvement Plan.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to reimbursement the CDBG Program Funds related to the Jamaican Domino Club and Lakeview Gardens Apartments from the CIP. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Purchase of Property – Housing Authority of the
City of Fort Lauderdale – Lakeview Gardens Apartments (M-41)**

A motion was presented authorizing the proper City officials to execute a purchase agreement with the Housing Authority of the City of Fort Lauderdale for the purchase of the Lakeview Gardens Apartments located at 2400 N.W. 2 Street in the amount of \$2,600,000.

Commissioner Smith assumed the reappropriation of these dollars would come to the Commission in September. Ms. Faye Outlaw, Community Development, stated that this would come to the Commission as a program amendment. Commissioner Smith noted that the second phase of the 13th Street improvements had been replaced by improvements on Northwest 19th Avenue. Now that there were some additional CDBG monies, he thought it would be appropriate to finish 13th Street. Commissioner Moore said he would like to consider that idea with any other recommendations from staff. He felt that would certainly be a priority.

Commissioner Katz wondered if the City wanted to purchase this outright or have an option to buy so it could be handed over to a developer. Mr. Pete Witschen, Assistant City Manager, said there were some complications in that the Housing Authority had regulations relating to the disposal of the property to a public purchaser. He stated that no deposit would be put down on the property, and relocation meetings had already been started. Mr. Witschen noted that there was an “escape” in that the City would have 1 year to close with a penalty of \$100,000 if a settlement could not be reached to cover costs.

Commissioner Katz understood there would be no deposit, and the residents of the Lakeview Garden Apartments would start moving out 4 months after closing. She wanted to be sure that the City would not have to pay any more than the \$100,000 if something happened to stop the development. Mr. Bob Dunckel, Assistant City Attorney, stated that in order to exercise the escape clause, it had to be exercised within 4 months of the closing date. If it went beyond the 4-month period, the City would be locked into going forward with the purchase at \$2.6 million. Up to that point, the City would have the ability to get out of the contract for the payment of \$100,000, and the City would have no further liability.

Mayor Naugle thought this property would be a good investment for the City even if the development did not go forward. Mr. Witschen agreed it was a good price. Mayor Naugle thought being near the I-95 ramps was another good aspect of the site. He thought the City could even get a greater return by going through with the acquisition even if the development did not go forward and holding it for a time.

Mr. Witschen wished to acknowledge the hard work of Mr. Phil Coombs, Executive Director of the Housing Authority, as well as its Board of Directors.

Commissioner Katz asked if this could wait until a developer was selected in September. Mr. Witschen stated that everything had to be put into place, and he did not think that would be a preferred option at this point. Mayor Naugle agreed this had been dragging on too long already. Commissioner Moore pointed out that people’s lives were involved in this matter, too, and he felt this should be moved forward as quickly as possible.

Commissioner Smith hoped something would be done on the property to make it more attractive. Commissioner Moore agreed a landscaping concept was in order if the City ended up holding the property for a time.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to approve the purchase of the Lakeview Gardens Apartments as recommended. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, and Mayor Naugle. NAYS: Commissioner Katz.

**Rezone RMM-25 to CB – Site Plan Approval with Allocation of Flex –
London Associates, Inc. – Victoria Park Shoppes (PZ Case No. 22-ZR-00) (O-1)**

At the May 16, 2001 Planning and Zoning Board meeting, the following application was approved by a vote of 8 to 0. Ordinance No. C-01-30 was published on June 28 and July 5, 2001, and passed on first reading July 10, 2001 by a vote of 5 to 0. (Also see Item O-2 on this Agenda).

Applicant:	London Associates, Ltd.
Request:	Rezone RMM-25 to CB/site plan approval with allocation of flex
Location:	Between North Federal Highway and N.E. 7 Avenue, from N.E. 6 Street to N.E. 7 Street

Commissioner Katz understood some transit changes were related to this item. Having affirmed to speak only the truth by virtue of an oath administered by the City Clerk, the following individuals offered comment. Ms. Cecelia Hollar, Construction Services, stated that the applicant was prepared to present some mass transit revisions to the site plan.

Mr. Robert Lochrie, Attorney representing the applicant, recalled that the Commission had asked the applicant to examine the mass transit element of the project, and it had requested information on the type of lighting proposed on the 7th Avenue side of the project. He believed Commissioner Moore had also raised some issues concerning the landscaping

Mr. Lochrie displayed the site plan and stated that several alternatives for mass transit had been examined. At present, mass transit served the property via the Broward County Transit Division on Federal Highway. He pointed out 2 bus stops at 6th Street and 7th Street. Mr. Lochrie thought the primary concern had been mass transit service within the project itself. He advised that the project had been designed to meet standards for operation of the T-Max, and turning radiuses had been specifically designed for this type of vehicle.

Mr. Lochrie said there had been discussions with the operator of the T-Max, and there were several options. He stated that once a grocery store moved into this shopping center, it would make more sense to have the T-Max run directly down Sistrunk Boulevard and 6th Street right into this project. Mr. Lochrie described the potential routes and pointed out proposed drop-off locations on the site plan with a covered arcade. Another possibility involved drop off locations on the perimeter of the project, and the applicant was willing to do whichever the Commission preferred. Mr. Lochrie suggested that these drop-off points be provided as a condition of the Certificate of Occupancy.

Mr. Lochrie displayed a sketch of the lighting fixtures proposed for the project. He noted it was similar to those in the Idlewyld neighborhood with 12' decorative, concrete poles that would not fade or rust. Mr. Lochrie stated that frosted globes with 100-watt lights would provide the proper level of lighting for the pedestrian way. He noted that if that proved too bright, lower wattage bulbs could be used or additional shielding provided. Mr. Lochrie said these lights would be provided on 7th Avenue and on 6th Street.

Mr. Fred Stresau, Landscaping Architect, stated that his firm had worked with this developer on a project in Coral Springs 10 years ago, and he displayed photographs taken recently of that project. He pointed out that there had been a lot of attention to detail, including fountains, entry walls, graphics, etc., and the maturity of the plant material used on the project was also similar to that used at the Hub Shopping Center. He noted that property had received a design award last year from the Community Appearance Board. Mr. Stresau believed a similar landscaping plan would provide the necessary buffer between the rear of this commercial property, the parking lots, and the adjacent residential neighborhood. He added that he had been working closely with the President of the neighborhood homeowners' association in this respect.

Commissioner Moore inquired about the age of the plantings in Coral Springs. Mr. Stresau believed the buffer plantings were about 6 years old. Commissioner Moore inquired about the proposed signage. Mr. Lochrie advised that a monument sign was planned similar to the sign at the intersection of Broward Boulevard and Federal Highway.

Commissioner Katz was happy to see that the applicant would provide for shuttle services, but she was concerned about whether or not the parking lot was conducive to an urban environment so people using mass transit would not have to walk long distances across parking lots in the weather. She was concerned about the Federal Highway frontage.

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-01-30

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RMM-25 TO CB WITH THE ALLOCATION OF FLEXIBILITY THAT INCLUDES APPROVAL OF A SITE PLAN, ALL OF BLOCK 312, "PROGRESSO", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 18, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LOCATED SOUTH OF NORTHEAST 7TH STREET AND NORTH OF NORTHEAST 6TH STREET, BETWEEN NORTHEAST 7TH AVENUE AND FEDERAL HIGHWAY, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, and Mayor Naugle. NAYS: Commissioner Katz.

**Vacate a Portion of N.E. 6 Terrace -
London Associates, Inc. – Victoria Park Shoppes (PZ Case No. 5-P-01) (O-2)**

At the May 16, 2001 Planning and Zoning Board meeting, the following application was approved by a vote of 8 to 0. Ordinance No. C-01-31 was published on June 28 and July 5, 2001, and passed on first reading July 10, 2001 by a vote of 5 to 0. (Also see Item O-1 on this Agenda).

Applicant: London Associates, Ltd.
Request: Vacate a portion of N.E. 6 Terrace
Location: Between North Federal Highway and N.E. 7 Avenue, from N.E. 6 Street to N.E. 7 Street

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-01-31

AN ORDINANCE VACATING, ABANDONING AND CLOSING THAT PORTION OF NORTHEAST 6TH TERRACE (PLATTED AS 17TH STREET), AS SHOWN ON THE PLAT OF "PROGRESSO", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 18, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BOUNDED ON THE NORTH BY THE SOUTH RIGHT-OF-WAY LINE OF NORTHEAST 7TH STREET (PLATTED AS AVENUE "B") AND BOUNDED ON THE SOUTH BY THE NORTH RIGHT-OF-WAY LINE OF NORTHEAST 6TH STREET (PLATTED AS AVENUE "A"), LOCATED SOUTH OF NORTHEAST 7TH STREET AND NORTH OF NORTHEAST 6TH STREET, BETWEEN NORTHEAST 7TH AVENUE AND FEDERAL HIGHWAY, SUCH LAND BEING LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, and Mayor Naugle. NAYS: Commissioner Katz.

Rezone ABA to NBRA - Magna Casa Development, Inc. (PZ Case No. 2-Z-01) (O-3)

At the May 16, 2001 Planning and Zoning Board meeting, the following application was approved by a vote of 8 to 0. Ordinance No. C-01-32 was published on June 28 and July 5, 2001, and passed on first reading July 10, 2001 by a vote of 5 to 0.

Applicant: Magna Casa Development, Inc.
Request: a) Rezone ABA to NBRA; and
b) Site plan level IV review/yard modifications
Location: 500 Birch Road

Mayor Naugle inquired about the width of the sidewalk that would be provided in connection with this project. Having affirmed to speak only the truth by virtue of an oath administered by the City Clerk, the following individuals offered comment on this item:

Mr. Bruce Chatterton, Construction Services, stated that 7' sidewalks would be provided on all sides.

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-01-32

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM ABA TO NBRA, LOT 4, BLOCK 3, "BIRCH OCEAN FRONT SUBDIVISION", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 19, PAGE 26 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED AT THE NORTHWEST CORNER OF RIOMAR STREET AND BREAKERS AVENUE, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Commissioner Moore asked if the landscaping had been detrimentally affected by providing the 7' sidewalks. *Ms. Courtney Callahan*, Attorney representing the applicant, stated that appropriate landscaping would be provided.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-132

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, GRANTING A BEACH DEVELOPMENT PERMIT FOR THE CONSTRUCTION OF A TOWNHOME PROJECT AND APPROVAL OF SETBACK REDUCTIONS ON PROPERTY LOCATED AT 500 BIRCH ROAD IN FORT LAUDERDALE, FLORIDA IN AN NBRA ZONING DISTRICT AS A SITE PLAN LEVEL IV DEVELOPMENT.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Amendment to Chapter 15 – Senior Homestead Exemption
(Additional Homestead Exemption for Persons 65 Years of Age or Older) (O-4)**

An ordinance was presented amending Chapter 15 of the Code of Ordinances entitled "Licenses, Taxation and Miscellaneous Business Regulations," to create a new section entitled, "Additional Homestead Exemption," to provide for an additional homestead exemption from taxes levied by the City for certain persons 65 years of age or older which meet the constitutional and statutory requirements relating to such additional homestead exemption. Ordinance No. C-01-33 was published on June 30, 2001, and passed on first reading July 10, 2001 by a vote of 4 to 1 (Katz).

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-01-33

AN ORDINANCE AMENDING CHAPTER 15, "LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATIONS", OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA BY CREATING A NEW SECTION, ENTITLED "ADDITIONAL HOMESTEAD EXEMPTION", TO PROVIDE FOR AN ADDITIONAL HOMESTEAD EXEMPTION FROM TAXES LEVIED BY THE CITY FOR CERTAIN PERSONS SIXTY-FIVE YEARS OF AGE AND OLDER WHICH MEET THE CONSTITUTIONAL AND STATUTORY REQUIREMENTS RELATING TO SUCH ADDITIONAL HOMESTEAD EXEMPTION; PROVIDING FOR DEFINITIONS; PROVIDING FOR ANNUAL ADJUSTMENT OF THE INCOME LIMITATION; PROVIDING FOR AN ANNUAL SUBMITTAL OF A SWORN INCOME STATEMENT; PROVIDING FOR NOTICE TO THE BROWARD COUNTY PROPERTY APPRAISER; PROVIDING FOR SEVERABILITY.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, and Mayor Naugle. NAYS: Commissioner Katz.

Mayor Naugle thought it was interesting to note that no one in the Harbor Beach area qualified for this exemption. Commissioner Katz noted that staff had indicated this would cost the average taxpayer \$2.05 per year for the average \$150,000 house, but it would cost more for those who owned more expensive homes. She hoped everyone was prepared for a large tax bill with the County taxes.

Tentative Annual Budget – Fiscal Year 2001/2002 (R-1)

A resolution was presented accepting the City Manager's Budget Message for fiscal year 2001/2002 and authorizing the City Manager to compute a proposed millage rate for the City of Fort Lauderdale and the Sunrise Key Neighborhood Improvement District, and to advise the Broward County Property Appraiser of such proposed millage rates. (Also see Item I-A on the Conference Agenda).

Mayor Naugle did not intend to support this resolution because he preferred to advertise the same millage rate as the last fiscal year. He was hopeful that additional savings could be realized during the budget hearings.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-133

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ACCEPTING THE CITY MANAGER'S BUDGET MESSAGE, ESTIMATES AND RECOMMENDATIONS FOR FISCAL YEAR 2001-2002 AND AUTHORIZING THE CITY MANAGER TO COMPUTE PROPOSED MILLAGE RATES AND TO ADVISE THE BROWARD COUNTY PROPERTY APPRAISER OF SUCH PROPOSED MILLAGE RATES.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson and Katz. NAYS: Commissioner Smith and Mayor Naugle.

Plat Approval – “Riveroaks Villas” – Lonnie M. Murphy (PZ Case No. 10-P-01) (R-2)

At the Planning and Zoning Board regular meeting on June 20, 2001, it was recommended by a vote of 8-0 that the following application be approved.

Applicant: Lonnie M. Murphy
Request: Plat approval – “Riveroaks Villas”
Location: Southwest corner of S.W. 23 Street and S.W. 15 Avenue

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-134

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA APPROVING A PLAT KNOWN AS “RIVEROAKS VILLAS”.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

New Nonresidential Use within 100 Feet of Residential Property - Corn Properties – 3440 Davie Boulevard (DRC Case No. 25-R-01) (R-3)

A resolution was withdrawn authorizing new, nonresidential use within 100 feet of residential property.

Golf Facility at Wingate Superfund Site (R-4)

A resolution was presented supporting the Community Advisory Council's recommendation for a golf facility as the best possible end-use for the Wingate Superfund site. (Also see Item I-G on the Conference Agenda).

Mayor Naugle noted for the record that each Commissioner would have to pay greens fees to use this facility. Commissioner Moore wanted to take this opportunity to thank the Co-Chairs of the Community Advisory Council (CAC).

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-135

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, SUPPORTING THE COMMUNITY ADVISORY COUNCIL'S RECOMMENDATION OF A GOLF FACILITY AS A REUSE OF THE WINGATE SUPERFUND SITE AND ENCOURAGING THE SUPPORT OF THIS CONCEPT AS A JOINT CITY, BROWARD COUNTY AND LOCAL COMMUNITY VENTURE.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Proposed Street Name Changes – Seven Isles Neighborhood (R-5)

A resolution removing the numeric designation of certain roads in the Seven Isles Neighborhood to designate each road with one descriptive name was withdrawn.

**Joint Participation Agreement (JPA) –
Florida Department of Transportation (FDOT) - Project 10364 –
Acceptance of Surplus Property on State Road 7/U. S. 441 and Davie Boulevard (R-6)**

A resolution was presented authorizing the proper City officials to execute a JPA with FDOT for the City's acceptance of surplus property on State Road 7/U. S. 441 and Davie Boulevard. (Also see Item M-38 on this Agenda).

Commissioner Hutchinson assumed the illuminated signs would be at the intersection, and she asked if the sign for State Road 84 would also reflect the name "Marina Boulevard." Mr. Pete Sheridan, Assistant City Engineer, did not have that information with him but agreed to confirm it.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-136

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT BY THE PROPER CITY OFFICIALS WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION REGARDING A DONATION OF REAL PROPERTY TO THE CITY AND THE CONTRIBUTION OF FUNDS BY THE CITY FOR A PROJECT INVOLVING INSTALLATION OF ILLUMINATED STREET SIGNS ALONG DAVIE BOULEVARD AND STATE ROAD 84 WITHIN THE CITY OF FORT LAUDERDALE.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Cable Television Service Alternatives (R-7)

A resolution was presented expressing support for pursuing cable television service alternatives for the City.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-137

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ENCOURAGING BROWARD COUNTY AND THE MUNICIPALITIES LOCATED WITHIN BROWARD COUNTY TO PURSUE CABLE TELEVISION SERVICE ALTERNATIVES.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Large User Wastewater Agreements –
Broward County (Port Everglades), City of Oakland Park,
City of Wilton Manors, City of Tamarac and Town of Davie (R-8)**

A resolution was presented authorizing the proper City officials to execute large user wastewater agreements with Broward County (Port Everglades), the Cities of Oakland Park, Wilton Manors and Tamarac, and the Town of Davie, to extend the term of such agreements for an additional 20 years, adjusting the method of calculating the Replacement Fund, and allowing the Replacement Fund to be used for certain regulatory improvements.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-138

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS OF THE CITY OF FORT LAUDERDALE TO EXECUTE AMENDMENTS TO THE RESPECTIVE LARGE USER WASTEWATER AGREEMENTS BETWEEN THE CITY OF FORT LAUDERDALE AND BROWARD COUNTY, THE CITY OF OAKLAND PARK, THE CITY OF WILTON MANORS, THE CITY OF TAMARAC AND THE TOWN OF DAVIE.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Assessment Rate for
Fire Rescue Assessments – Fiscal Year 2001/2002 (R-9)**

A resolution was presented relating to the provision of fire-rescue services, facilities and programs in the City; establishing the estimated assessment rate for fire-rescue assessments for the fiscal year beginning October 1, 2001; directing the preparation of an assessment roll; authorizing a public hearing and directing the provision of notice thereof; providing for conflicts; providing for severability; and providing an effective date.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-139

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF FORT LAUDERDALE, FLORIDA; ESTABLISHING THE ESTIMATED ASSESSMENT RATE FOR FIRE RESCUE ASSESSMENTS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2001; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Reschedule September 4, 2001

Conference and Regular Meetings to September 5, 2001 (R-10)

A resolution was presented authorizing the Tuesday, September 4, 2001 Conference and Regular meetings be rescheduled to Wednesday, September 5, 2001.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-140

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RESCHEDULING THE SEPTEMBER 4, 2001, REGULAR AND CONFERENCE MEETINGS OF THE CITY COMMISSION TO SEPTEMBER 5, 2001.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Reschedule September 18, 2001

Conference and Regular Meetings to September 20, 2001 (R-11)

A resolution was presented authorizing the Tuesday, September 18, 2001 Conference and Regular meetings be rescheduled to Thursday, September 20, 2001.

Commissioner introduced a written resolution entitled:

RESOLUTION NO. 01-141

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RESCHEDULING THE SEPTEMBER 18, 2001, REGULAR AND CONFERENCE MEETINGS OF THE CITY COMMISSION TO SEPTEMBER 20, 2001.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Northwest Commercial Redevelopment Project (OB)

A resolution was presented authorizing the proper City officials to seek an exception from the Secretary of Housing and Urban Development as to any conflict of interest in awarding the Northwest Commercial Redevelopment Project to Milton Jones Development Corporation.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-142

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO SEEK AN EXCEPTION FROM THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT AS TO ANY CONFLICT OF INTEREST IN AWARDING TO MILTON JONES DEVELOPMENT CORPORATION THE DEVELOPMENT AGREEMENT FOR THE NORTHWEST COMMERCIAL REDEVELOPMENT PROJECT ("PROJECT"); SUPPORTING AND ENDORSING SUCH GRANTING OF AN EXCEPTION BY THE SECRETARY; AND FURTHER WAIVING ANY CONFLICTS UNDER SEC. 112.313(7), FLORIDA STATUTES RELATING TO AWARDING THE PROJECT TO MILTON JONES DEVELOPMENT CORPORATION.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

At 7:45 P.M., the meeting was recessed. It was reconvened at 9:14 P.M.

Advisory Board Appointments (OB)

The City Clerk announced the appointees/reappointees who were the subjects of this resolution:

Aviation Advisory	Bernie Petreccia
Board of Adjustment (Alternate)	Christine Teel
Community Appearance Board	John S. Paulus III
Local Law Enforcement Block Grant Advisory Board	Chief Michael Brasfield Dr. Joseph Molita* Carol L. Ortman Monica Hofheinz Sandi Johnson

*Chief Ed Hardy, the representative for the School Board of Broward County, was replaced by Dr. Joseph Molita on July 16, 2001, which was prior to the City Commission meeting, but after the agenda material was distributed.

Northwest-Progresso-Flagler Heights Redevelopment Advisory Board	Brice Lambrix
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Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 01-143

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPOINTING BOARD MEMBERS AS SET FORTH IN THE EXHIBIT ATTACHED HERETO AND MADE A PART HEREOF.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

At 9:15 P.M. Mayor Naugle adjourned the meeting.

Jim Naugle
Mayor

Lucy Masliah
City Clerk